

Message

---

**From:** Grosvenor, Sarah [grosvenor.sarah@epa.gov]  
**Sent:** 12/9/2019 2:29:39 PM  
**To:** Tabayoyong, Michelle [Tabayoyong.Michelle@epa.gov]; Timothy Benton [tim.benton@westonsolutions.com]; Gaughan, Daniel [Gaughan.Daniel@epa.gov]  
**CC:** Pane, Mark [Pane.Mark@epa.gov]  
**Subject:** RE: Request for Issuance of a TD for the Canadian Radium & Uranium Litigation

Michelle,

Would you please add language regarding litigation support (pg 18 of TO SOW) and mention subcontractors/outside counsel as needed?

Sarah Grosvenor  
Contracting Officer  
EPA Region 2  
Direct: 212.637.4128  
Grosvenor.Sarah@EPA.gov

---

**From:** Tabayoyong, Michelle <Tabayoyong.Michelle@epa.gov>  
**Sent:** Friday, December 6, 2019 4:40 PM  
**To:** Timothy Benton <tim.benton@westonsolutions.com>; Gaughan, Daniel <Gaughan.Daniel@epa.gov>  
**Cc:** Grosvenor, Sarah <grosvenor.sarah@epa.gov>; Pane, Mark <Pane.Mark@epa.gov>  
**Subject:** RE: Request for Issuance of a TD for the Canadian Radium & Uranium Litigation

Dan/Tim,

Please review the information below for accuracy. Feel free to add additional relevant information and/or we can discuss necessary modification on Monday.

**GENERAL SITE DESCRIPTION:**

(The paragraph below will be added to the original general site description for the site)

On September 8-9, 2019, as a part of the subsurface soil investigation at the Canadian Radium Site, soil borings were advanced at 125 Kisco Ave, a property adjacent to the Site. Radon samples were collected, in addition to gamma screening being conducted. Weston Solutions supported EPA with this investigatory work.

**DESCRIPTION OF WORK:**

In accordance with the Response Section in the SOW, Weston Solutions shall provide site assessment support. The contractor shall perform or complete some all or some of the following activities:

1. Provide expert testimony. Weston employees have been subpoenaed as a result of their involvement with Site activity.

Michelle B. Tabayoyong  
On Scene Coordinator  
Removal Action Branch  
U.S. EPA, Region 2  
2890 Woodbridge Avenue  
Edison, NJ 08837  
Phone: 732-906-6934  
Fax: 732-906-6182

---

**From:** Benton, Tim <Tim.Benton@WestonSolutions.com>

**Sent:** Friday, December 06, 2019 2:28 PM

**To:** Grosvenor, Sarah <grosvenor.sarah@epa.gov>; Pane, Mark <Pane.Mark@epa.gov>; Tabayoyong, Michelle <Tabayoyong.Michelle@epa.gov>

**Subject:** Request for Issuance of a TD for the Canadian Radium & Uranium Litigation

Sarah/Mark/Michelle,

I am requesting that a TD be issued for the support of the litigation relating to the Canadian Radium & Uranium Site. All of my time dealing with this matter up until this point has been captured as program management time under the contract. However, as Sarah is aware, we have retained outside counsel to submit the motions to hopefully get the subpoenas dismissed and there will be a cost that comes along with that. If the court throws out the subpoenas and there is no requirement for our employees to be deposed then the only cost relating to this TD would be the outside counsel fee for preparing and submitting the motions. If we are required to be deposed then our time and travel costs to mobilize to White Plains, NY for the deposition would also go against this TD. If you are agreeable to issue the TD then I would think that an assigned cost ceiling of \$10,000.00 should be enough to cover the effort, regardless if we need to be deposed or not. If you have any questions or comments please let me know.

Thanks,

Timothy Benton, CHMM

**START V Program Manager**

Weston Solutions, Inc.

1090 King George Post Road

Suite 201

Edison, New Jersey 08837

Office Phone: (732) 585-4425

Cell Phone: (908) 565-2973

CONFIDENTIALITY: This email and attachments may contain information which is confidential and proprietary. Disclosure or use of any such confidential or proprietary information without the written permission of Weston Solutions, Inc. is strictly prohibited. If you received this email in error, please notify the sender by return e-mail and delete this email from your system. Thank you.